

ORIGINAL

Approved:   
LISA DANIELS  
Assistant United States Attorney

Before: THE HONORABLE JAMES L. COTT  
Chief United States Magistrate Judge  
Southern District of New York

-----X	<b>23 MAG 1656</b>
UNITED STATES OF AMERICA	: 23 Mag.
- v. -	: RULE 5(c)(3)
KESENDRY MATEO DIAZ,	: AFFIDAVIT
a/k/a "Tulile,"	:
	:
Defendant.	:
-----X	

SOUTHERN DISTRICT OF NEW YORK, ss.:

JOHN J. KERWICK, being duly sworn, deposes and says that he is a Task Force Officer with the United States Drug Enforcement Administration ("DEA"), and charges as follows:

On or about February 14, 2023, the United States District Court for the District of Massachusetts issued a warrant for the arrest of "Kesendry Mateo Diaz, a/k/a 'Tulile'" on charges of conspiracy to distribute and possess with intent to distribute 500 grams or more of methamphetamine, 400 grams or more of fentanyl, and cocaine, in violation of Title 21, United States Code, Section 846. A copy of the warrant is attached hereto as Exhibit A and incorporated by reference herein.

I believe that KESENDRY MATEO DIAZ, the defendant, who was taken into the custody of DEA on March 1, 2023, in the Southern District of New York is the same individual as the "Kesendry Mateo Diaz, a/k/a 'Tulile'" who is wanted by the United States District Court for the District of Massachusetts.

The bases for my knowledge and for the foregoing charge are, in part, as follows:

1. I am a Task Force Officer with DEA. This affidavit is based upon my personal participation in this matter, as well as on my conversations with other law enforcement officers and my examination of documents, reports, and records. I have been personally involved in determining whether KESENDRY MATEO DIAZ, the defendant, is the same individual as the "Kesendry Mateo Diaz, a/k/a 'Tulile'" named in the February 14, 2023 warrant from the United

States District Court for the District of Massachusetts. Because this Affidavit is being submitted for the limited purpose of establishing the identity of the defendant, I have not included in this Affidavit each and every fact that I have learned. Where I report statements made by others, those statements are described in substance and in part unless otherwise noted.

2. Based on my review of documents from proceedings in the United States District Court for the District of Massachusetts, I know that, on or about February 14, 2023, the United States District Court for the District of Massachusetts issued a warrant for the arrest of “Kesendry Mateo Diaz, a/k/a ‘Tulile’” (the “Warrant”). The Warrant was issued on charges of conspiracy to distribute and possess with intent to distribute 500 grams or more of methamphetamine, 400 grams or more of fentanyl, and cocaine, in violation of Title 21, United States Code, Section 846.

3. On March 1, 2023, at approximately 6:00 a.m., I participated in the arrest of KESENDRY MATEO DIAZ, the defendant, in the vicinity of 1154 Sheridan Avenue, in the Bronx, New York.

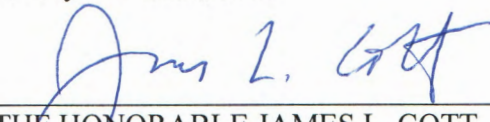
4. Based on my comparison of KESENDRY MATEO DIAZ, the defendant, to a New York State Department of Motor Vehicles photo of the “Kesendry Mateo Diaz, a/k/a ‘Tulile’” wanted in the District of Massachusetts, I believe they are the same person.

5. Following the arrest, I asked KESENDRY MATEO DIAZ, the defendant, to state his name. He stated that his name is “Kesendry Mateo.”

WHEREFORE, I respectfully request that KESENDRY MATEO DIAZ, the defendant, be imprisoned or bailed, as the case may be.

  
\_\_\_\_\_  
John J. Kerwick  
Task Force Officer  
Drug Enforcement Administration

Sworn to before me this  
1st day of March, 2023

  
\_\_\_\_\_  
THE HONORABLE JAMES L. COTT  
CHIEF UNITED STATES MAGISTRATE JUDGE  
SOUTHERN DISTRICT OF NEW YORK

# EXHIBIT A

## UNITED STATES DISTRICT COURT

for the

District of Massachusetts



United States of America

v.

KESENDRY MATEO DIAZ, a/k/a "Tulile,"

Case No. 23CR10038

Defendant

## ARREST WARRANT

To: Any authorized law enforcement officer

**YOU ARE COMMANDED** to arrest and bring before a United States magistrate judge without unnecessary delay  
 (name of person to be arrested) KESENDRY MATEO DIAZ, a/k/a "Tulile,",  
 who is accused of an offense or violation based on the following document filed with the court:

☒ Indictment    ☐ Superseding Indictment    ☐ Information    ☐ Superseding Information    ☐ Complaint  
☐ Probation Violation Petition    ☐ Supervised Release Violation Petition    ☐ Violation Notice    ☐ Order of the Court

This offense is briefly described as follows:

conspiracy to distribute and possess with intent to distribute 500 grams or more of methamphetamine, 400 grams or more of fentanyl, and cocaine, in violation of 21 U.S.C. § 846

Date: 02/14/2023City and state: Boston, MA

Issuing officer's signature

Jennifer C. Boal, USMJ

Printed name and title

## Return

This warrant was received on (date) \_\_\_\_\_, and the person was arrested on (date) \_\_\_\_\_  
 at (city and state) \_\_\_\_\_.

Date: \_\_\_\_\_

Arresting officer's signature

Printed name and title



**This second page contains personal identifiers provided for law-enforcement use only and therefore should not be filed in court with the executed warrant unless under seal.**

*(Not for Public Disclosure)*

Name of defendant/offender: \_\_\_\_\_

Known aliases: Tulile \_\_\_\_\_

Last known residence: \_\_\_\_\_

Prior addresses to which defendant/offender may still have ties: \_\_\_\_\_

Last known employment: \_\_\_\_\_

Last known telephone numbers: \_\_\_\_\_

Place of birth: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Social Security number: \_\_\_\_\_

Height: \_\_\_\_\_ Weight: \_\_\_\_\_

Sex: M \_\_\_\_\_ Race: Hispanic \_\_\_\_\_

Hair: \_\_\_\_\_ Eyes: \_\_\_\_\_

Scars, tattoos, other distinguishing marks: \_\_\_\_\_

History of violence, weapons, drug use: \_\_\_\_\_

Known family, friends, and other associates (*name, relation, address, phone number*): \_\_\_\_\_

FBI number: \_\_\_\_\_

Complete description of auto: \_\_\_\_\_

Investigative agency and address: \_\_\_\_\_

Name and telephone numbers (office and cell) of pretrial services or probation officer (*if applicable*): \_\_\_\_\_

Date of last contact with pretrial services or probation officer (*if applicable*): \_\_\_\_\_